

**10/553495**

JC09 Rec'd PCT/PTO 13 OCT 2005

Express Mail No. EV654850761US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT APPLICATION

Applicants:	Daniel Baumgartner et al.	Confirmation No.:	
Application No.:		Art Unit:	
371(c) Date:	April 14, 2003	Examiner:	
For:	INTERVERTEBRAL IMPLANT	Attorney Docket:	8932-1191-999

New York, New York 10017  
October 13, 2005

Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97, applicants hereby make the following documents of record in the above-identified patent application:

**U.S. PATENT DOCUMENTS**

Stubstad et al.	3,867,728	February 25, 1975
Ferree	6,419,704	July 16, 2002
Casutt	2003/0045939	March 6, 2003

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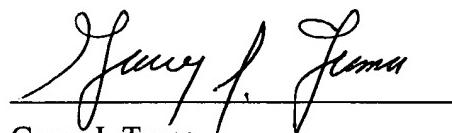
FOREIGN PATENT DOCUMENTS

EPO	EP 0 346 129 A1	December 13, 1989
PCT	WO 93/16664	September 2, 1993
PCT	WO 02/17825	March 7, 2002

The aforementioned documents are listed on the accompanying List Of References Cited By Applicants. Copies of the foreign patent documents are enclosed. In accordance with the revision of 37 C.F.R. § 1.98(a)(2)(ii), copies of the U.S. patent documents are not enclosed.

It is respectfully requested that these documents be (1) fully considered by the Patent and Trademark Office during examination of this application; and (2) printed on any patent which may issue on this application. Applicants request that a copy of the List Of References, as considered and initialed by the Examiner, be returned with the next communication.

Respectfully submitted,



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		ATTY. DOCKET NO. <b>8932-1191-999</b>	APPLICATION NO.
		APPLICANTS <b>Daniel Baumgartner et al.</b>	
		371(c) DATE <b>April 14, 2003</b>	GROUP ART UNIT
<b>LIST OF REFERENCES CITED BY APPLICANTS</b> (Use several sheets if necessary)			

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A01	<b>3,867,728</b>	<b>02/25/75</b>	<b>Stubstad et al.</b>			
	A02	<b>6,419,704</b>	<b>07/16/02</b>	<b>Ferree</b>			
	A03	<b>2003/0045939</b>	<b>03/06/03</b>	<b>Casutt</b>			
	A04						
	A05						
	A06						
	A07						

**FOREIGN PATENT DOCUMENTS**

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	YES	NO
	B01	<b>EP 0 346 129 A1</b>	<b>12/13/89</b>	<b>EPO</b>					
	B02	<b>WO 93/16664</b>	<b>09/02/93</b>	<b>PCT</b>					
	B03	<b>WO 02/17825</b>	<b>03/07/02</b>	<b>PCT</b>					
	B04								
	B05								
	B06								

**OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)**

C01	
C02	
C03	

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	